

**From:** [Hunter, Christopher](#)  
**To:** [Curtin, James](#)  
**Subject:** Draft talking points for Deschutes  
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Hi Jim,

I've worked up a couple of bullets for the OWOW talking points this week. Can you let me know if you have any edits? Thanks

Deschutes TMDL Litigation

- On May 4, 2018 the judge in NWEA's litigation against EPA in the Deschutes TMDL case denied EPA's motion to stay the case until June 29, 2018 to allow EPA time to complete its action.
- The judge pointed out that EPA has had over 2 years to take action, and that "a negotiated consent decree or stipulated entry of judgment would provide plaintiff some assurance of timely agency action or, at the very least, an enforcement mechanism if the agency again fails to meet its deadline."
- (b) (5) [REDACTED]

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